



December 17, 2002

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: CC Docket Nos. 01-338, 98-147, and 96-98

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, the Competitive Telecommunications Association ("CompTel") hereby gives notice that on December 16, 2002, its representatives, and representatives of its member companies, separately met with Commissioner Kevin Martin and Dan Gonzalez, Senior Legal Advisor to Commissioner Martin; Commissioner Kathleen Abernathy and Matt Brill, Senior Legal Advisor to Commissioner Abernathy; and Jordan Goldstein, Senior Legal Advisor to Commissioner Copps. In each of our meetings, CompTel made the following four points with respect to the unbundled network element platform ("UNE-P"): 1) competitors cannot currently serve mass market customers using UNE loops, because ILECs cannot currently provision loops at commercial volumes in a timely, reliable, and economic manner. Until customers can switch local service providers as quickly, reliably, and affordably as long distance consumers can change their service, competitors are impaired without access to UNE-P. Second, even if this "loop impairment" problem is resolved, competitors will still be impaired in their ability to use their own switches without access to unrestricted transport at economic cost. Third, the states must retain a significant role in developing and implementing unbundling rules. Finally, the FCC must clarify that an ILEC cannot terminate a retail customer's DSL service if that customer seeks voice service from another carrier via UNE-P.

In attendance at the meetings were: John Cinelli, Pat Heck, and Bob Bye of Cinergy Communications; Marshall Aronow of MetTel; Tom Koutsky of Z-Tel; Donna Sorgi of WorldCom; Dan Wheeler and Brad Worthington of NTS Communications; Jerry Finefrock of LDMI; and Rick Tidwell of Birch Telecom. Representing CompTel in this meeting were H. Russell Frisby, Jr., President and the undersigned attorney.

Sincerely,

A handwritten signature in black ink, reading "Jonathan D. Lee". The signature is written in a cursive style with a large, stylized initial 'J' and a long, sweeping underline.

Jonathan D. Lee
Vice President,
Regulatory Affairs